

GOVERNMENT OF TELANGANA

ABSTRACT

Insurance Medical Services Department — Gazetted Establishment — Misappropriation of Government money — Sri M.Masaiah, Office Supdt., (Retd) ESI Hospital, Sanathnagar, Hyderabad — Disciplinary Action — Case entrusted to COI – Charges proved – Imposition of punishment of recovery of an amount Rs.7,85,076/- besides withholding of pension and gratuity – Orders – Issued.

LABOUR EMPLOYMENT TRAINING & FACTORIES (Emp-Vig) DEPARTMENT

G.O.Ms.No.24

Dated: 07.05.2018

Read the following:-

1. From the DIMS. Lr.Rc.No.63/A4b/2006. Dt. 25.01.2006.
2. From the DIMS, Lr.Rc.No.1312/E2A/2006, dt:29.05.2006.
3. Charge Memo. by DIMS. Rc.No.1312/E2A/2006, dated: 15.06.2006.
4. G.O.Rt.No.1839, LET&F (Vig) Deptt., dated:12.09.2008.
5. From COI, Enquiry report D.O.Lr No.1765/COI.JR/2008, dated: 24. 06.2010.
6. From Govt. Memo No. 5686IVig/2006, dated 02.08.2010.
7. Representation from Sri M.Masaiah, dt.13.9.2010.
8. Memo No.5686/Vig/2006-1, Dt.9-8-2012.
9. From Sri M.Masaiah, Office Superintendent (Retd) representation Dt.24.9.2012.
10. Memo No.5686/Vig/2006-1, Dt.9-8-2012.
11. Letter No.5686/Vigilance/2016, Dt.25.10.2012.
12. From the Secretary, APPSC, Hyderabad letter No.2086/RT/1/ 2012, Dt.22.11.2012.
13. Memo No.5686/Emp-Vig/A3/2006, Dt.17.03.2018.
14. From Sri M. Masaiah, Office Superintendent (Retd) explanation Dt.27.4.2018 received through letter Rc No.2825/Vigilance/2018, Dt.3.5.2018 of the DIMS., Hyderabad.

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ORDER:

In the letter 1st read above, the Director of Insurance Medical Services has informed that consequent to a letter dated:22.06.2005 received from the Andhra Pradesh Medical Employees Union, ESI Hospital, Sanathnagar, Hyderabad reporting non/belated remittance of bank loan installments and LIC premium recovered from the salaries of the employees of the hospital and (2) news items published in English / Telugu dailies Deccan Chronicle and Eenadu dated.10.10.2005 regarding conduct of chit unauthorisedly and cheating the staff members to a tune of Rs.2 to 3 crores by Sri M.Masaiah, Office Superintendent, ESI Hospital, Sanathnagar he had ordered for a preliminary investigation, followed by detailed enquiry and internal audit on the accounts of the Hospital. The internal Audit verified the accounts of the Hospital and submitted its findings for the period 01.4.2003 to 30.6.2005 according to which Sri M.Masaiah, Office Superintendent had embezzled the amount recovered from the monthly salary bills of the staff amounting to Rs.7,85,076/- besides various types of financial irregularities committed by him on the cash account and maintenance of account records.

2. In the letter 2nd read above, the Director of Insurance Medical Services has informed that Sri M.Masaiah, Office Superintendent was incharge of finance and accounting matter of ESI Hospital, Sanathnagar has misappropriated the Govt. money to a tune of Rs.7.85 lakhs and another criminal case was filed against him for unauthorized collection of chits and failure to refund chits in violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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3 In the reference 3rd read above, charge memo was served on Sri M. Masaiah, Office Superintendent ESI Hospital, Sanathnagar in accordance with Rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 on two charges (i) conducting and organizing unauthorized private chits and thereby committing gross moral turpitude & misconduct in violation of Rules 8 and 10 of Andhra Pradesh Civil (Conduct) Rules, 1964. (ii) misappropriation of Government money to the extent of Rs.7.85 lakhs thereby committing gross misconduct and moral turpitude in violation of rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964. The charge memo to Sri M.Masaiah, Office Superintendent was returned by postal authorities which was sent by Registered post twice and hence it was published in A.P. Gazette.

4. In the G.O. 4th read above, Sri Janak Raj, IPS (Retd.) Member, Commissioner of Inquiries was appointed as inquiry Authority to conduct regular enquiry in the matter against Sri M.Masaiah, Office Superintendent, ESI Hospital, Sanathnagar and other Charged Officers involved in this case and submit the report as per procedure laid down in the Andhra Pradesh Civil Services (CCA) Rules, 1991.

5. In the reference 5th read above, the Commissioner of Inquiries has submitted his Enquiry Report and stated that the two out of two charges were proved against Sri M.Masaiah, Office Superintendent, ESI Hospital, Sanathnagar, Hyderabad.

6. In the Memo 6th read above, a copy of the Inquiry Report of the Member, Commissioner of Inquiries was furnished to Sri M.Masaiah, Office Superintendent, ESI Hospital, Sanathnagar, Hyderabad with a direction to submit his representation if any within 15 days from the date of receipt of memo.

7 In the representation 7th read above, Sri M.Masaiah, Office Superintendent (Retd), ESI Hospital, Sanathnagar, Hyderabad has furnished his written representation wherein he has requested that the charges against him may be dropped and he may be exonerated from the allegations and charges.

8. In the Memo 8th read above, a show cause notice has been issued to Sri M.Masaiah, Office Superintendent (Retd) proposing a punishment of recovery of Rs.3,92,500/- besides imposing the penalty of withholding pension and gratuity permanently under Rule (9) of Revised Pension Rules 1980.

9. In the representation 9th read above, Sri M.Masaiah, Office Superintendent (Retd) submitted his reply to the show cause notice.

10. Government on further examination of the matter on the advise of Andhra Pradesh Public Service Commission vide reference 12th read above has issued a revised show cause notice to Sri M.Masaiah, Office Superintendent (Retd) vide reference 13th read above proposing to recover the entire embezzled amount of Rs.7,85,076/- from Sri M.Masaiah, Office Superintendent (Retd), besides imposing the penalty of withholding pension and gratuity permanently under rule 9 of Revised Pension Rules, 1980 and called for his representation in the matter.

11. In the representation 14th read above, Sri M.Masaiah, Office Superintendent (Retired), ESI Hospital, Sanathnagar, Hyderabad has submitted his explanation to the revised show cause notice. In his representation Sri M.Masaiah has denied the charges framed against him. He has not furnished any valid reasons for not proceeding with the action proposed against him.

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12. Government after careful examination of the representation of Sri M.Masaiah, Office Superintendent (Retired), ESI Hospital, Sanathnagar, Hyderabad have found it not tenable and have decided to impose the penalty of withholding pension and gratuity permanently besides recovery of Rs.7,85,076/- (Rupees Seven lakhs Eighty Five thousand and Seventy Six only) against him for the charges proved against him.

13. Accordingly, in terms of Rule 9 of Revised Pension Rules, 1980, the penalty of withholding pension and gratuity permanently besides recovery of Rs.7,85,076/- (Rupees Seven lakhs Eighty Five thousand and Seventy Six only) is imposed on Sri M.Masaiah, Office Superintendent (Retd), ESI Hospital, Sanathnagar, Hyderabad.

14. The Director, Insurance Medical Services, Telangana, Hyderabad shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. SHASHANK GOEL
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M.Masaiah, Office Superintendent (Retd), ESI Hospital, Sanathnagar
through Director of Insurance Medical Services, Hyderabad.

Copy to:-

The Director of Insurance Medical Services, Hyderabad.

The Vigilance Commissioner, Telangana, Hyderabad.

The Telangana State Public Service Commission, Hyderabad.

SF / SC

//FORWARDED:: BY ORDER//

SECTION OFFICER